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Pg. 2 Appln. No. 09/601,888

3. Terminal disclaimer with disclaimer fee (See note (3) above)

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ ____ for a small entity (fee code 248) or \$ ____ for large entity (fee code 148) disclaiming the required period of time is charged per Charge Statement below.

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D)).]

5. CHARGE STATEMENT: Please charge any fee required by items 1, 2 and 3 above to our Deposit Account No. 03-3975 under Order No. 43003/290714.

C# M#

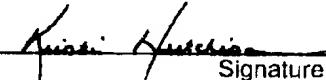
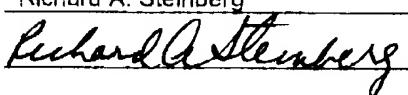
Enclosures: Reply Terminal Disclaimer Additional sheets containing statements establishing unintentional delay Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9309.

August 13, 2002
Date
SignatureKristi Hutchison
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